

CERTIFICATE OF FACSIMILE TRANSMISSION 37 C.F.R. 1.6 & 1.8

I CERTIFY THAT THIS CORRESPONDENCE IS BEING TRANSMITTED BY FACSIMILE TO THE PATENT AND TRADEMARK OFFICE ON THE DATE AND TO THE NUMBER SHOWN BELOW. FAX. NO. 703-872-9306 COMPRISING THIRTEEN (13) SHEETS INCLUDING THIS PAGE.

Date: August 3, 2004

Samuel W. Apicelli  
Samuel W. Apicelli  
Reg. No. 36,427

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/823,902  
Applicant : Gardner, Jr. et al.  
Filed : Herewith  
Title : METHOD FOR DETECTION OF PATHOGENIC  
MICROORGANISMS  
TC/A.U. : 2877  
Examiner : Evans, Fannie L.  
Docket No. : E2079-00006

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Please find enclosed for filing:

- ☒ Amendment.  
☒ Please charge the fee for 1 extra independent claim, namely \$43.00, and any other fees in connection with this matter to Deposit Account No. 04-1679.  
This transmittal sheet submitted in duplicate.  
☒ Certificate of Facsimile

Date: 8/3/04

Respectfully Submitted,

Samuel W. Apicelli  
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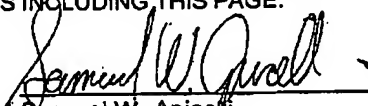
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PRELIMINARY AMENDMENT

Sir:

Preliminary to the examination of the above-identified Continuation

Application, please amend the Application as follows:

**Amendment to the Specification** begin on page 2 of this paper.

**Amendments to the Claims** are reflected in the listing of claims which  
begins on page 3 of this paper.

**Remarks/Arguments** begin on page 11 of this paper.